



California Public Employees' Retirement System
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Agenda Item 3a

May 17, 2011

**TO: MEMBERS OF THE BENEFITS AND PROGRAM ADMINISTRATION
COMMITTEE**

- I. SUBJECT:** 2011 Member-At-Large Special Election –
Amended Notice of Election and Schedule of Events
- II. PROGRAM:** Operations Support Services Division
- III. RECOMMENDATION:** Staff Recommends the CalPERS Board of
Administration Approve the Amended Notice of
Election and Schedule of Events for the 2011
Member-At-Large Special Election.

IV. ANALYSIS:

At the October 19, 2010 Board of Administration Benefits and Program Administration Committee meeting (BPAC), staff presented an agenda item for approval of the Notice of Election and Schedule of Events for the 2011 Member-At-Large Special Election. The Notice of Election and Schedule approved by the Board during this meeting listed a date of May 19, 2011 for ballots to be postmarked or received by CalPERS.

In reviewing the completed ballot package that was to be mailed on April 21, 2011, staff discovered the printed ballot card and return envelope had language stating that ballots must be received or postmarked no later than May 20, 2011 and not May 19, 2011 as indicated in the approved Notice of Election. This discrepancy arose out of the fact that when the documents were originally created, the furloughs were still in effect so a Thursday date was used. When the furloughs ended, the date was changed to a Friday on these documents.

Since the Notice of Election and other communication materials state that the ballots are due on May 19, 2011 but the ballot and return envelope both state May 20, 2011, staff recommends that CalPERS accept all ballots dated up to and on May 20, 2011. This recommendation was approved by the Legal Office.

To officially change the ballot postmark date to May 20, 2011, we request the Board approve the Amended Notice of Election (Attachment A) and Amended Schedule of Events (Attachment B) for the 2011 Member-at-Large Special

Election. This will not impact the ballot tabulation date which will take place the week of May 23, 2011.

The information regarding the amended postmark date of May 20, 2011 has been provided to all parties through the following communications:

- Sent an email to the candidates to inform them of this change.
- Worked with Stakeholder Relations to send an email to the constituent groups notifying them that CalPERS will accept ballots dated until May 20, 2011.
- Posted information on the CalPERS website to inform members that we will accept ballots until May 20, 2011.
- Announced at the Candidate Forum on April 26, 2011 that we will accept ballots dated May 20, 2011.

V. STRATEGIC PLAN:

This item is not a specific part of the Strategic Plan, but is part of the regular and ongoing workload of the Operations Support Services Division. This Special Election; however, was not planned and is in addition to the normal election cycle.

VI. RESULTS/COSTS:

There will be no additional costs incurred for amending this Notice of Election and counting the additional ballots dated May 20, 2011.

KIM MALM, Chief
Operations Support Services Division

STEPHEN W. KESSLER
Deputy Executive Officer
Operations and Technology